

District Court, Grand County, Colorado Grand County Courthouse 307 Moffat Avenue Hot Sulphur Springs, CO 80451	<p style="text-align: center;">▲ COURT USE ONLY ▲</p> <p>Case No.</p> <p>Division:</p>
Contestant: David P. Michel v. Contestee: Grand County Board of County Commissioners	
Attorney: Michel Law, Ltd. David P. Michel Address: PO Box 3228 Winter Park, CO 80482 Phone: (970) 509-9119 E-mail: dmichel@igadiltld.com	
<p style="text-align: center;">STATEMENT OF INTENT TO CONTEST GRAND COUNTY BALLOT QUESTIONS 1A AND 1B</p>	

Contestor, David P. Michel (“Contestor”), represented by his attorney David P. Michel of Michel Law, Ltd., contests Grand County Ballot Questions 1A and 1B as follows:

I. INTRODUCTION

1. Contestor seeks to contest the results of Grand County Ballot Questions 1A and 1B as the voters were misled by fiscal impact statements included in each ballot question by Grand County that were substantially and materially inaccurate based on the information and formula used to derive the estimated sales tax in each ballot question.

II. PARTIES

2. Contestor is, and at all times pertinent to this contest was a resident of and an eligible elector in Grand County, Colorado and did vote in the November 6, 2018 election.

3. Contestant resides at 105 Blue Sky Way, Winter Park, Colorado 80482.

4. Contestee Grand County Board of County Commissioners are the governing body of Grand County and are located at 300 Byers Avenue, Hots Sulphur Springs, Colorado 80451.

III. JURISDICTION AND VENUE

5. This court has jurisdiction over the subject matter at issue because this is a contest over two ballot questions pursuant to C.R.S. § 1-11-212.

6. Venue in this court is proper pursuant to CRCP 98.

7. Voting on Grand County Ballot Questions 1A and 1B were voted on by the Grand County electors during the prescribed voting period, which concluded at 7:00 p.m. on November 6, 2018.

8. The results of the election on Grand County Ballot Questions 1A and 1B were certified by the Grand County Clerk on November 8, 2018, a copy of the certification is attached hereto as Exhibit 1.

9. This Contest has been timely filed within ten (10) days of the date the election was certified pursuant to C.R.S. § 1-11-213(4).

10. Contestor will file a cash bond in the amount of \$2,000.00 with the Court as required pursuant to C.R.S. § 1-11-213(3) on December 3, 2018.

IV. FACTUAL ALLEGATIONS

A. *Grand County Ballot Question 1A.*

11. Grand County Ballot Question 1A was submitted to Grand County's electorate on the ballot with the following Ballot Question:

SHALL GRAND COUNTY INCREASE TAXES BY \$310,000.00 ANNUALLY IN THE FIRST FULL FISCAL YEAR AND BY SUCH AMOUNTS AS ARE RAISED THEREAFTER AS AUTHORIZED BY COLORADO REVISED STATUTES 29-2-115 THROUGH THE IMPOSITION OF AN ADDITIONAL SALES TAX OF 5%, COMMENCING JANUARY 1, 2019, UPON ALL SALES OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS WITHIN GRAND COUNTY, WITH SUCH REVENUES TO BE DEPOSITED INTO THE GENERAL FUND AND THE ROAD AND BRIDGE FUND AND BE USED AS DETERMINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO FUND PUBLIC SAFETY, ROAD CONSTRUCTION, GENERAL GOVERNMENT PURPOSES, AND ANY OTHER LAWFUL PURPOSE, AND SHALL SUCH EARNINGS THEREON BE COLLECTED, RETAINED, AND EXPENDED AS A VOTER-APPROVED REVENUE CHANGE WITHOUT LIMITATION OR CONDITION UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OTHER LAW?

_____ YES _____ NO

a copy of Grand County Resolution No. 2018-8-21 recorded at Reception No. 2018006967 in the office of the Grand County Clerk and recorder is attached hereto as Exhibit B.

12. The Resolution contained in Exhibit B acknowledges that Grand County may not collect the special sales tax on the sale of retail¹ marijuana and retail marijuana products within municipalities who have a similar sales tax on retail marijuana unless it enters into an intergovernmental agreement with that municipality. *See* Exhibit B in the recitals. This is consistent with the state statute authorizing counties to collect a special sales tax on retail marijuana and retail marijuana products. *See* C.R.S. § 29-2-115(1)(b), (3)(a)(III), & (5).

13. The municipality of Fraser is located within Grand County and it charges a special sales tax of five percent (5%) on the sale of retail marijuana within Fraser's town limits. *See* Fraser Municipal Code § 6-7-50 (the Fraser tax is listed in the Code as an excise tax, but it is a sales tax as contemplated by C.R.S. §§ 29-2-115, rather than an excise tax as contemplated in C.R.S. § 29-2-114 in that it is imposed on sales from retail marijuana stores rather than the first transfer of unprocessed retail marijuana cultivated by retail marijuana cultivators).

14. There are currently two retail marijuana stores operating in the Town of Fraser, and Grand County does not have an intergovernmental agreement with the Town of Fraser to collect the sales tax derived from sales of retail marijuana and retail marijuana products within the Town of Fraser.

15. The Grand County Board of County Commissioners submitted to its designated election official fiscal information that stated that taxes would be increased by \$310,000.00 in fiscal year 2019 meaning that the special sales tax would increase the County's revenue by said amount of \$310,000.00.

16. Despite stating otherwise in the Grand County Board of County Commissioners meeting on October 9, 2018, Curtis Lange, the County Finance Director who calculated the revenue to be collected by the County listed in Ballot Question 1A, used revenue collected from retail marijuana stores that are located within the city limits of Fraser, Colorado to make his calculation of \$310,000.00 expected revenue to be derived from the special sales tax on retail marijuana and retail marijuana products sold in unincorporated Grand County.

17. In order to calculate the amount that would be collected Curtis Lange, the County Finance Director used the following formula according to an interview he gave with the Winter Park Times published on pages 2-3 of its October 11, 2018 edition²:

- a. Mr. Lange determined that the amount of sales for retail marijuana and marijuana products in Grand County in May of 2017 was \$222,219.00, which represented 5%

¹ The term "retail" as used in the marijuana industry and as used in all laws and regulations that apply to the marijuana industry is synonymous with the commonly used "recreational" marijuana as opposed to "medical" marijuana. *See* C.R.S. §§ 12-43.3-103(15), (16), (18), (19), & (20).

² *See* <https://winterparktimes.com/government/bocc-ballot-measures-proposing-increased-taxes-on-pot/>

of the total annual retail marijuana sales in Grand County in 2017, which he claims were \$4,210,805.00 according to a state report.

- b. Mr. Lange then took the May 2018 monthly sales in Grand County, which he claims were \$309,809.00 according to a state report, and projected annual sales of \$6.2 million in Grand County in 2019.
- c. 5% of \$6.2 million is \$310,000.00.

18. The revenue numbers calculated by Mr. Lange set forth in paragraph 15 above include all sales in Grand County, including those that occurred within the Town of Fraser, even though those sales of retail marijuana and retail marijuana products would not be subject to the special sales tax that was the subject of Grand County Ballot Question 1A.

19. Furthermore, Mr. Lange determined that, in his opinion, it would cost the County \$30,000.00 to collect the sales and excise taxes as the County is required to collect it, which fiscal analysis was not included in the fiscal impact analysis disclosed to voters in Grand County Ballot Question 1A. *See* Winter Park Times October 11, 2018 edition, pgs. 2-3; *c.f.* C.R.S. § 29-2-115(6)(a).

20. Additionally, the retailer would be allowed to retain 3 1/3% of the total tax collected to cover their own administrative cost of collecting and remitting the retail tax, which expense was not disclosed to the electorate or deducted from Mr. Lange's estimate of revenue. *See* Exhibit B at paragraph 10.

21. For the foregoing reasons, Mr. Lange's calculation of the fiscal impact in calendar year 2019 of the excise tax proposed in Grand County Ballot Question 1A was materially and substantially inaccurate and therefore misleading to the electors of Grand County.

B. *Grand County Ballot Question 1B.*

22. Grand County Ballot Question 1B was submitted to Grand County's electorate on the ballot with the following Ballot Question:

SHALL GRAND COUNTY, COMMENCING JANUARY 1, 2019, INCREASE TAXES BY \$155,000.00 ANNUALLY IN THE FIRST FULL FISCAL YEAR AND BY SUCH AMOUNTS AS ARE RAISED THEREAFTER AS AUTHORIZED BY COLORADO REVISED STATUTES 29-2-114 THROUGH THE IMPOSITION OF AN EXCISE TAX OF 5% OF THE AVERAGE MARKET RATE, AS DETERMINED BY THE COLORADO DEPARTMENT OF REVENUE, ON THE FIRST SALE OR TRANSFER OF UNPROCESSED RETAIL MARIJUANA BY A RETAIL MARIJUANA CULTIVATION FACILITY LOCATED WITHIN UNINCORPORATED GRAND COUNTY, WITH SUCH REVENUES TO BE DEPOSITED INTO THE GENERAL FUND AND THE ROAD AND BRIDGE FUND AND BE USED AS DETERMINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO FUND PUBLIC SAFETY, ROAD CONSTRUCTION,

GENERAL GOVERNMENT PURPOSES, AND ANY OTHER LAWFUL PURPOSE;
AND SHALL SUCH EARNINGS THEREON BE COLLECTED, RETAINED, AND
EXPENDED AS A VOTER-APPROVED REVENUE CHANGE WITHOUT
LIMITATION OR CONDITION UNDER ARTICLE X, SECTION 20 OF THE
COLORADO CONSTITUTION, OR ANY OTHER LAW?

_____ YES _____ NO

a copy of Grand County Resolution No. 2018-8-22 recorded at Reception No. 2018006968 in the office of the Grand County Clerk and recorder is attached hereto as Exhibit C.

23. The Resolution contained in Exhibit C states that the excise tax will be “on the first sale or transfer of the Unprocessed Retail Marijuana by a retail marijuana cultivation facility located within unincorporated Grand County.” *See* Exhibit C at paragraph 3; *see also Id.* at paragraph 8.

24. There is only one retail cultivation in Grand County, IgadI, Ltd., and there are no other retail cultivation licenses proposed in Grand County that could potentially produce more marijuana that would be subject to the tax in 2019.

25. Furthermore, none of the municipalities in Grand County currently allow the cultivation of retail marijuana. *See* municipal codes for Winter Park, Fraser, Granby, Grand Lake, and Kremmling.

26. The Grand County Board of County Commissioners submitted to its designated election official fiscal information that stated that taxes would be increased by \$155,000.00 in fiscal year 2019 meaning that the excise tax would increase the County’s revenue by said amount of \$155,000.00.

27. In order to calculate the amount that would be collected Curtis Lange, the County Finance Director used the following formula according to an interview he gave with the Winter Park Times published on page 2-3 of its October 11, 2018 edition:

- a. Mr. Lange determined that that marijuana retailers would use a 100% markup on marijuana they wholesaled into their stores, explaining that the wholesale amount is what is taxed by the excise tax.
- b. Mr. Lange took the average sales that he calculated of \$6.2 million and took half that amount as the wholesale price of marijuana paid by retailers, which would equal \$3.1 million in the amount Mr. Lange believed would be the basis of the 5% excise tax.
- c. A 5% excise tax, according to Mr. Lange, on the \$3.1 million wholesaled into Grand County retailers would be equal to \$155,000.00, which is exactly half of what he estimated would be the amount collected from the special sales tax.

28. The excise tax is solely on marijuana cultivated in Grand County and transferred from the retail marijuana cultivator, not on amounts that are wholesaled in by retail marijuana stores. *See* Exhibit C at paragraphs 3,4 & 8; *c.f.* C.R.S. §§ 29-2-114(1)(a) & (2)(a).

29. The excise tax is imposed on the retail marijuana cultivator on either the sales price of raw, unprocessed marijuana by looking at the contract rate between third parties or by applying a market rate set by the state every six months for internal transfers from a company that holds retail cultivation licenses and either a retail dispensary licenses, a retail marijuana infused products license, or both. *See* Exhibit C at paragraphs 2, 3, & 4; *c.f.* C.R.S. §§ 29-2-114(1)(a) & (2)(a)

30. Using the market rate the state had in place at the time that Mr. Lange made his calculations and IgadI, Ltd.'s 2017 production and transfer levels, which were exclusively to its own retail marijuana stores and retail marijuana infused product licenses, the amount of taxes that would have been collected from IgadI, Ltd. had the excise tax proposed in Ballot Question 1B been in place would have been approximately \$34,272.00, which is significantly less than the \$155,000.00 estimated by Grand County.

31. Furthermore, Mr. Lange determined that, in his opinion, it would cost the County \$30,000.00 to collect the sales and excise taxes as the County is required to collect it from the retail marijuana cultivator, which fiscal analysis was not included in the fiscal impact analysis disclosed to voters in Grand County Ballot Question 1B. *See* Winter Park Times October 11, 2018 edition, pgs. 2-3; *c.f.* C.R.S. § 29-2-114(3).

32. The County did not understand how the excise tax functioned when it proposed the tax to the electorate of Grand County as is evidenced by Mr. Lange's formula to calculate the proposed revenue the County would receive from the tax by using the amount of marijuana wholesaled in by retail marijuana stores countywide as the basis of the tax rather than the amount produced by retail cultivators countywide.

33. For the foregoing reasons, Mr. Lange's calculation of the fiscal impact in calendar year 2019 of the excise tax proposed in Grand County Ballot Question 1B was materially and substantially inaccurate and thereby misleading to the electors of Grand County.

V. STATEMENT OF INTENT TO CONTEST GRAND COUNTY BALLOT QUESTION 1A.

34. Contestor incorporates by reference each of the above allegations as if fully set forth herein.

35. The Resolution contained in Exhibit B states as follows: "The elections shall be held and conducted and results thereof shall be determined, so far as practicable, in conformity with the provisions of the Colorado Uniform Election Code of 1992 as set forth in Articles 1 through 13, inclusive, of Title 1, C.R.S." *See* Exhibit B at paragraph 15; *see also* C.R.S. § 29-2-

115(1)(b), (3)(a)(III), & (5) (requiring a vote of the electors of Grand County to impose the proposed special sales tax).

36. Included in Articles 1 – 13, Title 1, C.R.S. is the requirement that: “A governing body submitting a referred measure, or its designee, shall be responsible for providing to its designated election official the fiscal information that must be included in the ballot issue notice. For political subdivisions, the governing body shall be the board that authorized submission of the ballot issue to the electorate.” *See* C.R.S. § 1-7-902.

37. “If the fiscal impact statement used in a ballot question is without adequate basis than it is misleading to the voters.” *In re An Initiated Constitutional Amendment etc.*, 199 Colo. 409, 410-11 (1980).

38. The fiscal impact statement used by Grand County in Ballot Question 1A submitted to the electors of Grand County was without adequate basis as it calculated the estimated revenue to be derived from the special sales tax that would be collected from sales of retail marijuana and retail marijuana products within the municipality of Fraser, which sales would not be subject to the tax as set forth in the resolution contained in Exhibit B and pursuant to C.R.S. § 29-2-15.

39. The fiscal impact statement used by Grand County in Ballot Question 1A submitted to the electorate of Grand County was without adequate basis as it neglected to account for the county’s costs of administrating the special sales tax and the amount that would be retained by the retail marijuana stores for remitting the tax.

40. The fiscal impact statement was materially and substantially inaccurate and misleading to the voters of Grand County.

WHEREFORE, Contestor requests the court overturn the special sales tax approved by the Grand County Electors in Grand County Ballot Question 1A because said ballot question was misleading to the electors by failing to accurately state the fiscal impact of the special sales tax for calendar year 2019.

VI. STATEMENT OF INTENT TO CONTEST GRAND COUNTY BALLOT QUESTION 1B.

41. Contestor incorporates by reference each of the above allegations as if fully set forth herein.

42. The Resolution contained in Exhibit C states as follows: “The elections shall be held and conducted and results thereof shall be determined, so far as practicable, in conformity with the provisions of the Colorado Uniform Election Code of 1992 as set forth in Articles 1 through 13, inclusive, of Title 1, C.R.S.” *See also* C.R.S. § 29-2-114(1)(b), (3)(a)(III), & (5) (requiring a vote of the electors of Grand County to impose the proposed special sales tax).

43. Included in Articles 1 – 13, Title 1, C.R.S. is the requirement that: “A governing body submitting a referred measure, or its designee, shall be responsible for providing to its designated election official the fiscal information that must be included in the ballot issue notice. For political subdivisions, the governing body shall be the board that authorized submission of the ballot issue to the electorate.” C.R.S. § 1-7-902.

44. “If the fiscal impact statement used in a ballot question is without adequate basis than it is misleading to the voters.” *In re An Initiated Constitutional Amendment etc.*, 199 Colo. 409, 410-11 (1980).

45. The fiscal impact statement used by Grand County in Ballot Question 1B submitted to Grand County was without adequate basis as it derived the estimated revenue from the amount of marijuana sold in Grand County by retail marijuana stores countywide as the basis of the tax rather than the amount produced by retail cultivators countywide.

WHEREFORE, Contestor requests the court overturn the excise tax approved by the Grand County Electors in Grand County Ballot Question 1A because said ballot question was misleading to the electors by failing to accurately state the fiscal impact of the excise tax for calendar year 2019.

VII. REQUEST FOR INJUNCTIVE RELIEF.

46. Contestor incorporates by reference each of the above allegations as if fully set forth herein.

47. If the County begins to impose the special sales tax set forth in Grand County Ballot Question 1A, it will be virtually impossible to identify all of the customers of the retail marijuana stores who paid the tax if the tax is overturned.

48. If the County begins to impose the excise tax, the retail cultivators will be harmed by having to pay a tax that is overturned.

49. Contestor has deposited a bond in the amount of \$2,000.00 with the Court.

WHEREFORE, Contestor requests that the court enjoin the County from the collection of the special sales tax proposed in Grand County Ballot Question 1A and the excise tax proposed in Grand County Ballot Question 1B until the Court has had the opportunity pursuant to C.R.S. § 1-11-213 to adjudicate the contest set forth herein.

DATED this 30th day of November, 2018.

Michel Law, Ltd.

Original signature is on file with Michel Law, LLC



By: David P. Michel, # 37674

Attorneys for Contestor

Address of Contestor:

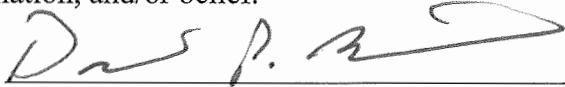
105 Blue Sky Way

Winter Park, CO 80482

Verification

STATE OF COLORADO)
) s.s.
COUNTY OF GRAND)

I, David P. Michel, do hereby state that I have reviewed the foregoing Statement of Intent to Contest Grand County Ballot Questions 1A and 1B and that the statements set forth therein are true and correct to the best of my knowledge, information, and/or belief.

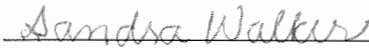


David P. Michel

Subscribed and sworn to before me on this 30th day of November, 2018, by David P. Michel.

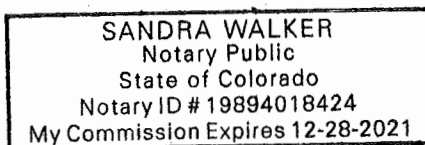
Witness my hand and seal.

[SEAL]



Notary Public

My commission expires: 12/28/21





GRAND COUNTY CLERK AND RECORDER

STATE OF COLORADO)

COUNTY OF GRAND)

) SS.

CERTIFICATION OF ELECTION

I, Sara L. Rosene, the Grand County Clerk and Recorder, do hereby certify the Official Abstract of Votes Cast attached herein for the 2018 General Election held in Grand County on the 6th day of November, 2018.

We the undersigned Canvass Board for the 2018 General Election, do hereby certify that:

- We have reviewed the Post-Election Manual Random Audit
- We have reviewed all ballot forms and ballot logs associated with this election
- We have compared the number of ballots counted to the number of ballots cast
- We have reviewed and do hereby certify the results in the Official Abstract of Votes Cast


Witness our hands and seal this 21st day of November 2018.



Sara L. Rosene, County Clerk and Recorder

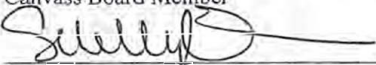

Carl Wood, Republican Canvass Board Member

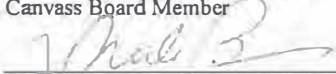

Vesta L. Shapiro, Democratic Canvass Board Member

Local Jurisdictions (did not witness the RLA but did review results):


Dianne Meier, Town of Granby Canvass Board Member


Clint Lee, Hot Sulphur Springs
Canvass Board Member


Schelly K. Olson, Grand Fire Protection District No. 1
Canvass Board Member


Sheila Brown, Grand Lake Fire Protection District
Canvass Board Member

Abstract of Election
November 6, 2018 - General Election
Grand County, Colorado

Precinct		2081325 001	2081325 002	2081325 003	2081325 004	2081325 005	2081325 006	2081325 007	2081325 008	2081325 009	2081325 010	2081325 011	2081325 012	Grand Fire Property Owner	Grand Lake Fire Property Owner	Total
Representative to the 116th United States Congress - District 2 Vote for One																
Joe Neguse	DEM	236	296	430	114	182	299	436	156	322	239	267	351	0	0	3328
Peter Yu	REP	270	502	537	332	443	130	213	317	135	277	158	295	0	0	3609
Roger Barris	LBR	11	29	34	12	21	16	19	19	19	14	12	16	0	0	222
Nick Thomas	IND	19	61	63	30	47	30	30	36	34	26	27	29	0	0	432
Kevin Alumbauth Write-in		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Undervotes		16	29	66	20	34	19	27	22	18	21	11	34	0	0	317
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Governor Vote for One Pair																
Jared Polis / Dianne Primavera	DEM	237	344	467	124	209	324	449	183	340	253	291	375	0	0	3596
Walker Stapleton / Lang Sias	REP	287	516	592	359	478	126	227	333	150	293	160	316	0	0	3837
Bill Hammons / Eric Bodenstein	UNI	7	9	9	2	2	8	7	5	6	6	7	5	0	0	73
Scott Helker / Michele Poague	LBR	10	29	30	16	23	21	27	18	20	19	11	15	0	0	239
Undervotes		11	19	32	7	15	15	15	11	12	5	5	14	0	0	161
Overvotes		0	0	0	0	0	0	0	0	0	1	1	0	0	0	2
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Secretary of State Vote for One																
Wayne Williams	REP	281	523	564	354	478	146	245	342	160	309	189	330	0	0	3921
Jena Griswold	DEM	243	336	459	128	198	308	432	166	336	241	263	348	0	0	3458
Amanda Campbell	.ACN	6	23	34	10	16	13	16	18	6	9	6	12	0	0	169
Blake Huber	APV	3	6	7	0	2	7	2	5	6	2	7	1	0	0	48
Undervotes		19	29	66	16	33	20	30	19	20	16	10	34	0	0	312
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908

Abstract of Election
November 6, 2018 - General Election
Grand County, Colorado

Precinct		2081325 001	2081325 002	2081325 003	2081325 004	2081325 005	2081325 006	2081325 007	2081325 008	2081325 009	2081325 010	2081325 011	2081325 012	Grand Fire Property Owner	Grand Lake Fire Property Owner	Total
State Treasurer Vote for One																
Brian Watson	REP	287	529	569	359	476	138	236	327	155	309	168	329	0	0	3882
Dave Young	DEM	231	310	454	115	194	300	416	166	316	229	264	336	0	0	3331
Gerald F. Kilpatrick	ACN	10	31	35	15	14	24	32	22	21	15	20	18	0	0	257
Undervotes		24	47	72	19	43	32	41	35	36	24	23	42	0	0	438
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Attorney General Vote for One																
Phil Weiser	DEM	227	320	434	109	202	307	428	166	326	229	265	352	0	0	3365
George Brauchler	REP	290	529	595	360	472	143	244	335	147	308	182	319	0	0	3924
William F. Robinson III	LBR	16	41	35	20	21	26	24	21	32	20	16	16	0	0	288
Undervotes		19	27	66	19	32	18	29	28	23	20	12	38	0	0	331
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
State Board of Education Member Congressional District 2 Vote for One																
Johnny Barrett	REP	285	523	561	348	456	131	230	332	156	299	171	309	0	0	3801
Angelika Schroeder	DEM	227	335	466	123	201	320	443	167	335	237	275	345	0	0	3474
Undervotes		40	59	103	37	70	43	52	51	37	41	29	71	0	0	633
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Regent of the University of Colorado - At Large Vote for One																
Lesley Smith	DEM	207	290	416	119	178	281	386	140	294	212	246	317	0	0	3086
Ken Montera	REP	271	483	518	329	435	131	218	311	133	283	157	295	0	0	3564
Christopher E. Otwell	UNI	3	19	16	6	7	7	7	10	13	5	7	5	0	0	105
James K. Treibert	LBR	17	37	41	21	20	27	42	24	32	23	17	30	0	0	331
Undervotes		54	88	139	33	87	48	72	65	56	54	48	78	0	0	822
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908

Abstract of Election
November 6, 2018 - General Election
Grand County, Colorado

Precinct		2081325 001	2081325 002	2081325 003	2081325 004	2081325 005	2081325 006	2081325 007	2081325 008	2081325 009	2081325 010	2081325 011	2081325 012	Grand Fire Property Owner	Grand Lake Fire Property Owner	Total
State Representative - District 13 Vote for One																
Kevin Sipple	REP	284	520	567	357	469	137	234	333	160	296	165	306	0	0	3828
K.C. Becker	DEM	227	326	473	120	199	323	440	181	332	255	281	365	0	0	3522
Undervotes		41	71	90	31	59	34	51	36	36	26	29	54	0	0	558
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Grand County Commissioner - District 3 Vote for One																
William Thompson	DEM	209	307	450	222	338	279	366	207	283	214	237	305	0	0	3417
Kristen Manguso	REP	318	572	626	271	360	188	316	321	215	344	215	380	0	0	4126
Undervotes		25	38	53	15	29	27	43	22	30	19	23	40	0	0	364
Overvotes		0	0	1	0	0	0	0	0	0	0	0	0	0	0	1
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Grand County Clerk and Recorder Vote for One																
Sara L. Rosene	REP	367	602	710	396	529	221	357	368	278	362	262	462	0	0	4914
Martin Woros	DEM	159	281	361	102	161	231	324	158	219	190	196	226	0	0	2608
Undervotes		26	34	59	10	37	42	44	24	31	25	17	37	0	0	386
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Grand County Treasurer Vote for One																
Christina Whitmer	REP	390	672	806	400	529	271	427	406	302	413	307	499	0	0	5422
Undervotes		162	245	324	108	198	223	298	144	226	164	168	226	0	0	2486
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Grand County Assessor Vote for One																
Tom Weydert	REP	379	670	799	397	524	270	419	400	298	412	289	487	0	0	5344
Undervotes		173	247	331	111	203	224	306	150	230	165	186	238	0	0	2564
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908

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Grand County Sheriff Vote for One																
Brett Schroetlin	REP	389	658	787	406	537	275	418	397	291	415	297	489	0	0	5359
Undervotes		163	259	343	102	190	219	307	153	237	162	178	236	0	0	2549
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Grand County Surveyor Vote for One																
Warren Dale Ward	REP	308	555	582	314	430	173	290	337	222	343	207	359	0	0	4120
Jeanette Marie Luttrell	UNI	165	266	391	153	229	236	297	170	218	178	203	272	0	0	2778
Undervotes		78	96	157	41	68	85	138	43	88	56	65	94	0	0	1009
Overvotes		1	0	0	0	0	0	0	0	0	0	0	0	0	0	1
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Grand County Coroner Vote for One																
Brenda Bock	REP	382	685	827	413	544	272	423	415	304	416	301	486	0	0	5468
Undervotes		170	232	303	95	183	222	302	135	224	161	174	239	0	0	2440
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Colorado Supreme Court Justice Richard L. Gabriel Vote Yes or No																
Yes		271	494	661	257	367	286	440	310	297	315	282	423	0	0	4403
No		136	189	189	139	182	77	96	121	82	134	84	114	0	0	1543
Undervotes		145	234	280	112	178	131	189	119	149	128	109	188	0	0	1962
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Colorado Court of Appeals Judge John Daniel Dailey Vote Yes or No																
Yes		281	502	627	262	366	257	421	309	282	317	272	423	0	0	4319
No		122	180	207	135	177	102	101	114	87	125	87	104	0	0	1541
Undervotes		149	235	296	111	184	135	203	127	159	135	116	198	0	0	2048
Overvotes		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total		552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908

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Colorado Court of Appeals Judge Rebecca Rankin Freyre Vote Yes or No															
Yes	274	486	636	249	343	284	436	298	299	308	280	423	0	0	4316
No	132	186	194	148	195	73	91	121	76	135	76	104	0	0	1531
Undervotes	146	245	300	111	189	137	198	131	153	134	119	198	0	0	2061
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Colorado Court of Appeals Judge Elizabeth L. Harris Vote Yes or No															
Yes	222	413	532	224	287	234	364	261	249	252	243	362	0	0	3643
No	184	258	301	174	253	120	160	155	123	189	114	162	0	0	2193
Undervotes	146	246	297	110	187	139	201	134	156	136	118	200	0	0	2070
Overvotes	0	0	0	0	0	1	0	0	0	0	0	1	0	0	2
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Colorado Court of Appeals Judge David J. Richman Vote Yes or No															
Yes	258	484	623	249	346	270	416	291	282	300	271	405	0	0	4195
No	136	190	198	149	193	84	102	124	85	142	85	114	0	0	1602
Undervotes	158	243	309	110	188	140	207	135	161	135	119	206	0	0	2111
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
14th Judicial District Judge Michael A. O'Hara III Vote Yes or No															
Yes	279	507	638	275	378	269	425	305	284	310	271	416	0	0	4357
No	122	176	203	130	171	85	104	127	90	136	89	113	0	0	1546
Undervotes	151	234	289	103	178	140	196	118	154	131	115	196	0	0	2005
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908

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Grand County Court Judge Nicholas Catanzarite Vote Yes or No															
Yes	275	564	679	277	392	303	462	317	326	332	314	457	0	0	4698
No	137	169	199	142	175	74	94	130	83	134	67	102	0	0	1506
Undervotes	140	184	252	89	160	117	169	103	119	111	94	166	0	0	1704
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Amendment V (Constitutional) Vote Yes/For or No/Against															
Yes / For	154	242	359	118	158	223	315	125	223	156	185	273	0	0	2531
No / Against	373	639	698	366	527	243	372	403	279	400	280	421	0	0	5001
Undervotes	24	36	73	24	42	28	38	22	26	21	10	30	0	0	374
Overvotes	1	0	0	0	0	0	0	0	0	0	0	1	0	0	2
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Amendment W (Constitutional) Vote Yes/For or No/Against															
Yes / For	242	387	437	212	295	252	368	235	256	232	248	344	0	0	3508
No / Against	242	444	547	254	355	176	274	262	217	295	196	309	0	0	3571
Undervotes	67	85	145	42	77	66	83	53	55	50	31	72	0	0	826
Overvotes	1	1	1	0	0	0	0	0	0	0	0	0	0	0	3
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Amendment X (Constitutional) Vote Yes/For or No/Against															
Yes / For	301	504	598	261	366	301	410	267	315	315	290	440	0	0	4368
No / Against	178	319	400	203	275	153	248	226	157	213	155	211	0	0	2738
Undervotes	73	94	132	43	86	40	67	56	56	49	30	74	0	0	800
Overvotes	0	0	0	1	0	0	0	1	0	0	0	0	0	0	2
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908

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Amendment Y (Constitutional) Vote Yes/For or No/Against															
Yes / For	367	587	686	278	431	353	498	349	362	384	323	528	0	0	5146
No / Against	136	260	321	188	237	99	174	168	128	157	129	148	0	0	2145
Undervotes	49	70	123	42	59	42	52	33	38	36	23	49	0	0	616
Overvotes	0	0	0	0	0	0	1	0	0	0	0	0	0	0	1
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Amendment Z (Constitutional) Vote Yes/For or No/Against															
Yes / For	351	584	673	271	428	350	486	328	342	365	309	519	0	0	5006
No / Against	150	249	327	189	234	95	178	181	139	172	135	144	0	0	2193
Undervotes	51	84	130	48	65	49	61	41	47	40	31	62	0	0	709
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Amendment A (Constitutional) Vote Yes/For or No/Against															
Yes / For	321	484	628	218	325	334	490	259	351	332	306	458	0	0	4506
No / Against	192	375	421	247	347	125	195	251	149	216	140	229	0	0	2887
Undervotes	39	58	81	43	55	34	40	40	28	29	29	38	0	0	514
Overvotes	0	0	0	0	0	1	0	0	0	0	0	0	0	0	1
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Amendment 73 (Constitutional) Vote Yes/For or No/Against															
Yes / For	215	355	509	185	268	252	379	219	297	217	238	359	0	0	3493
No / Against	308	517	554	296	422	219	316	311	215	337	221	335	0	0	4051
Undervotes	29	45	67	27	37	23	30	20	16	23	16	31	0	0	364
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908

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Amendment 74 (Constitutional) Vote Yes/For or No/Against															
Yes / For	260	424	516	290	391	175	295	252	210	267	201	316	0	0	3597
No / Against	268	465	567	201	308	295	402	279	297	299	260	385	0	0	4026
Undervotes	24	28	47	17	28	23	28	19	21	11	14	24	0	0	284
Overvotes	0	0	0	0	0	1	0	0	0	0	0	0	0	0	1
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Amendment 75 (Constitutional) Vote Yes/For or No/Against															
Yes / For	162	287	318	164	217	159	238	127	145	184	157	240	0	0	2398
No / Against	344	566	729	312	458	289	434	385	349	368	293	444	0	0	4971
Undervotes	46	64	83	32	52	46	53	38	34	25	25	41	0	0	539
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Proposition 109 (Statutory) Vote Yes/For or No/Against															
Yes / For	201	316	401	183	256	188	248	226	172	209	171	261	0	0	2832
No / Against	319	554	649	301	426	270	428	296	322	351	285	429	0	0	4630
Undervotes	32	47	80	24	45	36	49	28	34	17	19	35	0	0	446
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Proposition 110 (Statutory) Vote Yes/For or No/Against															
Yes / For	175	289	440	129	198	200	300	178	221	227	206	317	0	0	2880
No / Against	351	579	617	363	487	268	389	344	277	334	256	385	0	0	4650
Undervotes	26	49	73	15	42	26	36	28	30	16	13	23	0	0	377
Overvotes	0	0	0	1	0	0	0	0	0	0	0	0	0	0	1
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908

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Proposition 111 (Statutory) Vote Yes/For or No/Against															
Yes / For	374	632	782	302	447	371	537	375	398	441	348	523	0	0	5530
No / Against	133	228	259	175	218	85	143	150	97	106	102	161	0	0	1857
Undervotes	45	57	89	31	62	37	45	25	33	30	25	39	0	0	518
Overvotes	0	0	0	0	0	1	0	0	0	0	0	2	0	0	3
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Proposition 112 (Statutory) Vote Yes/For or No/Against															
Yes / For	244	355	466	130	233	295	419	224	314	227	252	347	0	0	3506
No / Against	284	535	607	358	460	182	283	309	193	337	212	358	0	0	4118
Undervotes	23	27	57	20	34	17	23	17	20	13	11	20	0	0	282
Overvotes	1	0	0	0	0	0	0	0	1	0	0	0	0	0	2
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Grand County Ballot Issue 1A Vote Yes/For or No/Against															
Yes / For	293	490	604	289	398	207	332	292	258	294	249	437	0	0	4143
No / Against	230	392	477	197	290	262	368	236	251	267	209	271	0	0	3450
Undervotes	29	35	49	22	39	25	25	22	19	16	17	17	0	0	315
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Grand County Ballot Issue 1B Vote Yes/For or No/Against															
Yes / For	282	491	590	280	389	209	339	298	256	293	245	423	0	0	4095
No / Against	248	396	495	212	307	264	366	237	254	271	219	289	0	0	3558
Undervotes	22	30	45	16	31	21	20	15	18	13	11	13	0	0	255
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908

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Grand County Ballot Issue 1C Vote Yes/For or No/Against															
Yes / For	390	577	760	381	511	366	544	357	406	424	365	553	0	0	5634
No / Against	118	250	247	81	145	68	122	145	81	115	84	117	0	0	1673
Undervotes	44	90	123	46	71	60	59	48	41	37	26	55	0	0	700
Overvotes	0	0	0	0	0	0	0	0	0	1	0	0	0	0	1
Total	552	917	1130	508	727	494	725	550	528	577	475	725	0	0	7908
Town of Granby Ballot Question 2A Vote Yes/For or No/Against															
Yes / For	0	315	237	0	0	0	0	0	0	0	0	0	0	0	552
No / Against	0	115	119	0	0	0	0	0	0	0	0	0	0	0	234
Undervotes	0	42	68	0	0	0	0	0	0	0	0	0	0	0	110
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	0	472	424	0	0	0	0	0	0	0	0	0	0	0	896
Town of Hot Sulphur Springs Ballot Issue 2B Vote Yes/For or No/Against															
Yes / For	0	0	0	0	0	0	0	180	0	0	0	0	0	0	180
No / Against	0	0	0	0	0	0	0	145	0	0	0	0	0	0	145
Undervotes	0	0	0	0	0	0	0	28	0	0	0	0	0	0	28
Overvotes	0	0	0	0	0	0	0	1	0	0	0	0	0	0	1
Total	0	0	0	0	0	0	0	354	0	0	0	0	0	0	354
Town of Hot Sulphur Springs Ballot Question 2B Vote Yes/For or No/Against															
Yes / For	0	0	0	0	0	0	0	239	0	0	0	0	0	0	239
No / Against	0	0	0	0	0	0	0	89	0	0	0	0	0	0	89
Undervotes	0	0	0	0	0	0	0	25	0	0	0	0	0	0	25
Overvotes	0	0	0	0	0	0	0	1	0	0	0	0	0	0	1
Total	0	0	0	0	0	0	0	354	0	0	0	0	0	0	354

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Grand Fire Protection District No. 1 Ballot Issue 6A Vote Yes/For or No/Against															
Yes / For	0	401	607	0	0	0	0	4	0	11	235	31	42	0	1331
No / Against	0	352	391	0	0	0	0	0	0	12	126	21	12	0	914
Undervotes	0	77	125	0	0	0	0	0	0	1	36	5	1	0	245
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	0	830	1123	0	0	0	0	4	0	24	397	57	55	0	2490
Grand Lake Fire Protection District Ballot Issue 6B Vote Yes/For or No/Against															
Yes / For	350	14	6	0	0	0	0	0	0	356	0	0	0	73	799
No / Against	171	9	1	0	0	0	0	0	0	156	0	0	0	28	365
Undervotes	31	1	0	0	0	0	0	0	0	34	0	0	0	0	66
Overvotes	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	552	24	7	0	0	0	0	0	0	546	0	0	0	101	1230

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Active Registered Voters	747	1234	1570	731	1029	673	995	736	669	782	629	923			10708
Inactive Registered Voters	110	122	230	92	103	130	186	89	98	106	82	99			1447
Total	857	1356	1800	823	1132	803	1181	825	757	888	711	1022			12155
In Person Voters	16	43	49	4	16	30	42	26	28	13	18	26			311
Mail Ballots	536	873	1082	505	710	463	683	524	500	564	457	700			7597
	552	916	1131	509	726	493	725	550	528	577	475	726			7908
Voted by Party															
.ACN	2	3	3	2	2	0	0	2	2	1	1	0			18
DEM	149	175	259	63	119	162	231	87	168	129	158	184			1884
GRN	0	1	5	3	0	2	3	1	3	0	0	0			18
LBR	6	7	10	2	7	10	13	7	8	6	6	10			92
REP	244	456	473	315	395	110	197	293	131	222	129	280			3245
UAF	151	273	381	124	203	209	281	160	216	219	180	252			2649
UNI	0	1	0	0	0	0	0	0	0	0	1	0			2
	552	916	1131	509	726	493	725	550	528	577	475	726			7908

Property Owners

Grand Fire Protection District No. 1
Grand Lake Fire Protection District

Number of Voters who returned ballots: 55

Number of Voters who returned ballots: 100 (One Grand County Voter is registered to vote at an address located in both fire districts
The voter was issued a Grand County Ballot with the Grand Fire Protection District No. 1 question and a property owner ballot from
Grand Lake Fire Protection District. This was done to protect the secrecy of his ballot.

Signature Discrepancies	Total	Cured	Rejected
Missing Signature	12	5	7
Discrepant	39	11	28
Total	51	16	35

Provisional Ballots	9
Accepted	0
Rejected	4 RWC 5 RID

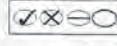
Official General Election Ballot for

Grand County, Colorado

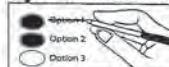
Tuesday, November 06, 2018

Dea X. Torane
Grand County Clerk and RecorderAll voters receive
Card 1 both sides**How to vote****Correct**

- Use blue or black ink
- Completely fill the oval to the left of your choice

Incorrect

- Do not vote for more candidates or choices than indicated for each ballot contest
- Do not sign or initial your ballot or mistakes

If you make a mistake

- Cross out the entire name or choice that you marked by mistake
- Completely fill another oval to the left of the correct choice

Optional write-in

- Completely fill the oval to the left of the words "Write-in"
- Then legibly print the name of an eligible write-in candidate on the line

WARNING: Any person who, by use of force or other means, unduly influences an eligible elector to vote in any particular manner or to refrain from voting, or who falsely makes, alters, forges, or counterfeits any mail ballot before or after it has been cast, or who destroys, defaces, mutilates, or tampers with a ballot is subject, upon conviction, to imprisonment, or to a fine, or both. Section 1-7.5-107(3)(b), C.R.S.

Federal Offices**Representative to the 116th United States Congress - District 2**

(Vote for One)

- | | |
|--|-------------|
| <input type="radio"/> Joe Neguse | Democratic |
| <input type="radio"/> Peter Yu | Republican |
| <input type="radio"/> Roger Barris | Libertarian |
| <input type="radio"/> Nick Thomas
(Signed declaration to limit service to no more than 3 terms) | Independent |
| <input type="radio"/> Write-in | |

State Offices**Governor / Lieutenant Governor**

(Vote for One Pair)

- | | |
|---|-------------|
| <input type="radio"/> Jared Polis /
Dianne Primavera | Democratic |
| <input type="radio"/> Walker Stapleton /
Lang Sias | Republican |
| <input type="radio"/> Bill Hammons /
Eric Bodenstab | Unity |
| <input type="radio"/> Scott Helker /
Michele Poague | Libertarian |

Secretary of State

(Vote for One)

- | | |
|---------------------------------------|-----------------------|
| <input type="radio"/> Wayne Williams | Republican |
| <input type="radio"/> Jena Griswold | Democratic |
| <input type="radio"/> Amanda Campbell | American Constitution |
| <input type="radio"/> Blake Huber | Approval Voting |

State Treasurer

(Vote for One)

- | | |
|--|-----------------------|
| <input type="radio"/> Brian Watson | Republican |
| <input type="radio"/> Dave Young | Democratic |
| <input type="radio"/> Gerald F. Kilpatrick | American Constitution |

Attorney General

(Vote for One)

- | | |
|---|-------------|
| <input type="radio"/> Phil Weiser | Democratic |
| <input type="radio"/> George Brauchler | Republican |
| <input type="radio"/> William F. Robinson III | Libertarian |

State Board of Education Member - Congressional District 2

(Vote for One)

- | | |
|--|------------|
| <input type="radio"/> Johnny Barrett | Republican |
| <input type="radio"/> Angelika Schroeder | Democratic |

State Offices**Regent of the University of Colorado - At Large**

(Vote for One)

- | | |
|---|-------------|
| <input type="radio"/> Lesley Smith | Democratic |
| <input type="radio"/> Ken Montera | Republican |
| <input type="radio"/> Christopher E. Otwell | Unity |
| <input type="radio"/> James K. Treibert | Libertarian |

State Representative - District 13

(Vote for One)

- | | |
|------------------------------------|------------|
| <input type="radio"/> Kevin Sipple | Republican |
| <input type="radio"/> K.C. Becker | Democratic |

County Offices**County Commissioner - District 3**

(Vote for One)

- | | |
|--|------------|
| <input type="radio"/> William Thompson | Democratic |
| <input type="radio"/> Kristen Manguso | Republican |

County Clerk and Recorder

(Vote for One)

- | | |
|--------------------------------------|------------|
| <input type="radio"/> Sara L. Rosene | Republican |
| <input type="radio"/> Martin Woros | Democratic |

County Treasurer

(Vote for One)

- | | |
|---|------------|
| <input type="radio"/> Christina Whitmer | Republican |
|---|------------|

County Assessor

(Vote for One)

- | | |
|-----------------------------------|------------|
| <input type="radio"/> Tom Weydert | Republican |
|-----------------------------------|------------|

County Sheriff

(Vote for One)

- | | |
|--|------------|
| <input type="radio"/> Brett Schroetlin | Republican |
|--|------------|

County Surveyor

(Vote for One)

- | | |
|---|--------------|
| <input type="radio"/> Warren Dale Ward | Republican |
| <input type="radio"/> Jeanette Marie Luttrell | Unaffiliated |

County Coroner

(Vote for One)

- | | |
|-----------------------------------|------------|
| <input type="radio"/> Brenda Bock | Republican |
|-----------------------------------|------------|

Judicial Retention Questions

(Vote Yes or No)

Colorado Supreme Court Justice

Shall Justice Richard L. Gabriel of the Colorado Supreme Court be retained in office?

- | | |
|---------------------------|--------------------------|
| <input type="radio"/> Yes | <input type="radio"/> No |
|---------------------------|--------------------------|

Colorado Court of Appeals Judge

Shall Judge John Daniel Dailey of the Colorado Court of Appeals be retained in office?

- | | |
|---------------------------|--------------------------|
| <input type="radio"/> Yes | <input type="radio"/> No |
|---------------------------|--------------------------|

Shall Judge Rebecca Rankin Freyre of the Colorado Court of Appeals be retained in office?

- | | |
|---------------------------|--------------------------|
| <input type="radio"/> Yes | <input type="radio"/> No |
|---------------------------|--------------------------|

Shall Judge Elizabeth L. Harris of the Colorado Court of Appeals be retained in office?

- | | |
|---------------------------|--------------------------|
| <input type="radio"/> Yes | <input type="radio"/> No |
|---------------------------|--------------------------|

Shall Judge David J. Richman of the Colorado Court of Appeals be retained in office?

- | | |
|---------------------------|--------------------------|
| <input type="radio"/> Yes | <input type="radio"/> No |
|---------------------------|--------------------------|

District Court Judge - 14th Judicial District

Shall Judge Michael A. O'Hara III of the 14th Judicial District be retained in office?

- | | |
|---------------------------|--------------------------|
| <input type="radio"/> Yes | <input type="radio"/> No |
|---------------------------|--------------------------|

County Court Judge - Grand

Shall Judge Nicholas Catanzarite of the Grand County Court be retained in office?

- | | |
|---------------------------|--------------------------|
| <input type="radio"/> Yes | <input type="radio"/> No |
|---------------------------|--------------------------|

Ballot Measures

Ballot questions referred by the general assembly or any political subdivision are listed by letter, and ballot questions initiated by the people are listed numerically. A ballot question listed as an "amendment" proposes a change to the Colorado constitution, and a ballot question listed as a "proposition" proposes a change to the Colorado Revised Statutes. A "yes/for" vote on any ballot question is a vote in favor of changing current law or existing circumstances, and a "no/against" vote on any ballot question is a vote against changing current law or existing circumstances.

State Measures**Amendment V (CONSTITUTIONAL)**

Shall there be an amendment to the Colorado constitution concerning a reduction in the age qualification for a member of the general assembly from twenty-five years to twenty-one years?

- | | |
|-------------------------------|----------------------------------|
| <input type="radio"/> Yes/For | <input type="radio"/> No/Against |
|-------------------------------|----------------------------------|

Amendment W (CONSTITUTIONAL)

Shall there be an amendment to the Colorado constitution concerning a change in the format of the election ballot for judicial retention elections?

- | | |
|-------------------------------|----------------------------------|
| <input type="radio"/> Yes/For | <input type="radio"/> No/Against |
|-------------------------------|----------------------------------|

SAMPLE

State Measures	State Measures	State Measures
<p>Amendment X (CONSTITUTIONAL)</p> <p>Shall there be an amendment to the Colorado constitution concerning changing the industrial hemp definition from a constitutional definition to a statutory definition?</p> <p><input type="radio"/> Yes/For <input type="radio"/> No/Against</p>	<p>Amendment Z (CONSTITUTIONAL)</p> <p>Shall there be an amendment to the Colorado constitution concerning a change to the manner in which state senate and state house of representatives districts are drawn, and, in connection therewith, reforming the existing legislative reapportionment commission by expanding the commission to twelve members and authorizing the appointment of members who possess specified qualifications; prohibiting any one political party's control of the commission by requiring that one-third of commissioners will not be affiliated with any political party, one-third of the commissioners will be affiliated with the state's largest political party, and one-third of the commissioners will be affiliated with the state's second largest political party; prohibiting certain persons, including professional lobbyists, federal campaign committee employees, and federal, state, and local elected officials, from serving on the commission; limiting judicial review of a map to a determination by the supreme court of whether the commission or its nonpartisan staff committed an abuse of discretion; requiring the commission to draw state legislative districts using communities of interest as well as political subdivisions, such as cities and counties, and then to maximize the number of competitive state legislative seats to the extent possible; and prohibiting maps from being drawn to dilute the electoral influence of any racial or ethnic group or to protect any incumbent, any political candidate, or any political party?</p> <p><input type="radio"/> Yes/For <input type="radio"/> No/Against</p>	<p>Amendment 73 (CONSTITUTIONAL)</p> <p>SHALL STATE TAXES BE INCREASED \$1,600,000,000 ANNUALLY BY AN AMENDMENT TO THE COLORADO CONSTITUTION AND A CHANGE TO THE COLORADO REVISED STATUTES CONCERNING FUNDING RELATING TO PRESCHOOL THROUGH HIGH SCHOOL PUBLIC EDUCATION, AND, IN CONNECTION THEREWITH, CREATING AN EXCEPTION TO THE SINGLE RATE STATE INCOME TAX FOR REVENUE THAT IS DEDICATED TO THE FUNDING OF PUBLIC SCHOOLS; INCREASING INCOME TAX RATES INCREMENTALLY FOR INDIVIDUALS, TRUSTS, AND ESTATES USING FOUR TAX BRACKETS STARTING AT .37% FOR INCOME ABOVE \$150,000 AND INCREASING TO 3.62% FOR INCOME ABOVE \$500,000; INCREASING THE CORPORATE INCOME TAX RATE BY 1.37%; FOR PURPOSES OF SCHOOL DISTRICT PROPERTY TAXES, REDUCING THE CURRENT RESIDENTIAL ASSESSMENT RATE OF 7.2% TO 7.0% AND THE CURRENT NONRESIDENTIAL ASSESSMENT RATE OF 29% TO 24%; REQUIRING THE REVENUE FROM THE INCOME TAX INCREASES TO BE DEPOSITED IN A DEDICATED PUBLIC EDUCATION FUND AND ALLOWING THE REVENUE COLLECTED TO BE RETAINED AND SPENT AS VOTER-APPROVED REVENUE CHANGES; REQUIRING THE LEGISLATURE TO ANNUALLY APPROPRIATE MONEY FROM THE FUND TO SCHOOL DISTRICTS TO SUPPORT EARLY CHILDHOOD THROUGH HIGH SCHOOL PUBLIC EDUCATIONAL PROGRAMS ON AN EQUITABLE BASIS THROUGHOUT THE STATE WITHOUT DECREASING GENERAL FUND APPROPRIATIONS; DIRECTING THE LEGISLATURE TO ENACT, REGULARLY REVIEW, AND REVISE WHEN NECESSARY, A NEW PUBLIC SCHOOL FINANCE LAW THAT MEETS SPECIFIED CRITERIA; UNTIL THE LEGISLATURE HAS ENACTED A NEW PUBLIC SCHOOL FINANCE LAW, REQUIRING THE MONEY IN THE FUND TO BE ANNUALLY APPROPRIATED FOR SPECIFIED EDUCATION PROGRAMS AND PURPOSES; REQUIRING THE MONEY IN THE FUND TO BE USED TO SUPPORT ONLY PUBLIC SCHOOLS; REQUIRING GENERAL FUND APPROPRIATIONS FOR PUBLIC EDUCATION TO INCREASE BY INFLATION, UP TO 5%, ANNUALLY; AND REQUIRING THE DEPARTMENT OF EDUCATION TO COMMISSION A STUDY OF THE USE OF THE MONEY IN THE FUND WITHIN FIVE YEARS?</p> <p><input type="radio"/> Yes/For <input type="radio"/> No/Against</p>
<p>Amendment Y (CONSTITUTIONAL)</p> <p>Shall there be an amendment to the Colorado constitution concerning a change to the way that congressional districts are drawn, and, in connection therewith, taking the duty to draw congressional districts away from the state legislature and giving it to an independent commission, composed of twelve citizens who possess specified qualifications; prohibiting any one political party's control of the commission by requiring that one-third of commissioners will not be affiliated with any political party, one-third of the commissioners will be affiliated with the state's largest political party, and one-third of the commissioners will be affiliated with the state's second largest political party; prohibiting certain persons, including professional lobbyists, federal campaign committee employees, and federal, state, and local elected officials, from serving on the commission; limiting judicial review of a map to a determination by the supreme court of whether the commission or its nonpartisan staff committed an abuse of discretion; requiring the commission to draw districts with a focus on communities of interest and political subdivisions, such as cities and counties, and then to maximize the number of competitive congressional seats to the extent possible; and prohibiting maps from being drawn to dilute the electoral influence of any racial or ethnic group or to protect any incumbent, any political candidate, or any political party?</p> <p><input type="radio"/> Yes/For <input type="radio"/> No/Against</p>	<p>Amendment A (CONSTITUTIONAL)</p> <p>Shall there be an amendment to the Colorado constitution that prohibits slavery and involuntary servitude as punishment for a crime and thereby prohibits slavery and involuntary servitude in all circumstances?</p> <p><input type="radio"/> Yes/For <input type="radio"/> No/Against</p>	

SAMPLE

Official General Election Ballot for
Grand County, Colorado
Tuesday, November 06, 2018

Shirley L. Toranzo
Grand County Clerk and Recorder

All voters receive
Card 2 both sides

State Measures	State Measures	County Measures
Amendment 74 (CONSTITUTIONAL) Shall there be an amendment to the Colorado constitution requiring the government to award just compensation to owners of private property when a government law or regulation reduces the fair market value of the property? <input type="radio"/> Yes/For <input type="radio"/> No/Against	Proposition 110 (STATUTORY) SHALL STATE TAXES BE INCREASED \$766,700,000 ANNUALLY FOR A TWENTY-YEAR PERIOD, AND STATE DEBT SHALL BE INCREASED \$6,000,000,000 WITH A MAXIMUM REPAYMENT COST OF \$9,400,000,000, TO PAY FOR STATE AND LOCAL TRANSPORTATION PROJECTS, AND, IN CONNECTION THEREWITH, CHANGING THE COLORADO REVISED STATUTES TO: 1) INCREASE THE STATE SALES AND USE TAX RATE BY 0.62% BEGINNING JANUARY 1, 2019; REQUIRING 45% OF THE NEW REVENUE TO FUND STATE TRANSPORTATION SAFETY, MAINTENANCE, AND CONGESTION RELATED PROJECTS, 40% TO FUND MUNICIPAL AND COUNTY TRANSPORTATION PROJECTS, AND 15% TO FUND MULTIMODAL TRANSPORTATION PROJECTS, INCLUDING BIKE, PEDESTRIAN, AND TRANSIT INFRASTRUCTURE; 2) AUTHORIZE THE ISSUANCE OF ADDITIONAL TRANSPORTATION REVENUE ANTICIPATION NOTES TO FUND PRIORITY STATE TRANSPORTATION MAINTENANCE AND CONSTRUCTION PROJECTS, INCLUDING MULTIMODAL CAPITAL PROJECTS; AND 3) PROVIDE THAT ALL REVENUE RESULTING FROM THE TAX RATE INCREASE AND PROCEEDS FROM ISSUANCE OF REVENUE ANTICIPATION NOTES ARE VOTER-APPROVED REVENUE CHANGES EXEMPT FROM ANY STATE OR LOCAL REVENUE, SPENDING, OR OTHER LIMITATIONS IN LAW? <input type="radio"/> Yes/For <input type="radio"/> No/Against	Grand County Ballot Issue 1A SHALL GRAND COUNTY INCREASE TAXES BY \$310,000.00 ANNUALLY IN THE FIRST FULL FISCAL YEAR AND BY SUCH AMOUNTS AS ARE RAISED THEREAFTER AS AUTHORIZED BY COLORADO REVISED STATUTES 29-2-115 THROUGH THE IMPOSITION OF AN ADDITIONAL SALES TAX OF 5%, COMMENCING JANUARY 1, 2019, UPON ALL SALES OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS WITHIN GRAND COUNTY, WITH SUCH REVENUES TO BE DEPOSITED INTO THE GENERAL FUND AND THE ROAD AND BRIDGE FUND AND BE USED AS DETERMINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO FUND PUBLIC SAFETY, ROAD CONSTRUCTION, GENERAL GOVERNMENT PURPOSES, AND ANY OTHER LAWFUL PURPOSE, AND SHALL SUCH EARNINGS THEREON BE COLLECTED, RETAINED, AND EXPENDED AS A VOTER-APPROVED REVENUE CHANGE WITHOUT LIMITATION OR CONDITION UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OTHER LAW? <input type="radio"/> Yes/For <input type="radio"/> No/Against
Amendment 75 (CONSTITUTIONAL) Shall there be an amendment to the Colorado constitution providing that if any candidate in a primary or general election for state office directs more than one million dollars in support of his or her own election, then every candidate for that office in the same election may accept five times the amount of campaign contributions normally allowed? <input type="radio"/> Yes/For <input type="radio"/> No/Against	Proposition 109 (STATUTORY) SHALL STATE DEBT BE INCREASED \$3,500,000,000, WITH A MAXIMUM REPAYMENT COST OF \$5,200,000,000, WITHOUT RAISING TAXES OR FEES, BY A CHANGE TO THE COLORADO REVISED STATUTES REQUIRING THE ISSUANCE OF TRANSPORTATION REVENUE ANTICIPATION NOTES, AND, IN CONNECTION THEREWITH, NOTE PROCEEDS SHALL BE RETAINED AS A VOTER-APPROVED REVENUE CHANGE AND USED EXCLUSIVELY TO FUND SPECIFIED ROAD AND BRIDGE EXPANSION, CONSTRUCTION, MAINTENANCE, AND REPAIR PROJECTS THROUGHOUT THE STATE? <input type="radio"/> Yes/For <input type="radio"/> No/Against	Grand County Ballot Issue 1B SHALL GRAND COUNTY, COMMENCING JANUARY 1, 2019, INCREASE TAXES BY \$155,000.00 ANNUALLY IN THE FIRST FULL FISCAL YEAR AND BY SUCH AMOUNTS AS ARE RAISED THEREAFTER AS AUTHORIZED BY COLORADO REVISED STATUTES 29-2-114 THROUGH THE IMPOSITION OF AN EXCISE TAX OF 5% OF THE AVERAGE MARKET RATE, AS DETERMINED BY THE COLORADO DEPARTMENT OF REVENUE, ON THE FIRST SALE OR TRANSFER OF UNPROCESSED RETAIL MARIJUANA BY A RETAIL MARIJUANA CULTIVATION FACILITY LOCATED WITHIN UNINCORPORATED GRAND COUNTY, WITH SUCH REVENUES TO BE DEPOSITED INTO THE GENERAL FUND AND THE ROAD AND BRIDGE FUND AND BE USED AS DETERMINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO FUND PUBLIC SAFETY, ROAD CONSTRUCTION, GENERAL GOVERNMENT PURPOSES, AND ANY OTHER LAWFUL PURPOSE; AND SHALL SUCH EARNINGS THEREON BE COLLECTED, RETAINED, AND EXPENDED AS A VOTER-APPROVED REVENUE CHANGE WITHOUT LIMITATION OR CONDITION UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OTHER LAW? <input type="radio"/> Yes/For <input type="radio"/> No/Against
SAMPLE	Proposition 111 (STATUTORY) Shall there be an amendment to the Colorado Revised Statutes concerning limitations on payday lenders, and, in connection therewith, reducing allowable charges on payday loans to an annual percentage rate of no more than thirty-six percent? <input type="radio"/> Yes/For <input type="radio"/> No/Against	
	Proposition 112 (STATUTORY) Shall there be a change to the Colorado Revised Statutes concerning a statewide minimum distance requirement for new oil and gas development, and, in connection therewith, changing existing distance requirements to require that any new oil and gas development be located at least 2,500 feet from any structure intended for human occupancy and any other area designated by the measure, the state, or a local government and authorizing the state or a local government to increase the minimum distance requirement? <input type="radio"/> Yes/For <input type="radio"/> No/Against	

County Measures

Grand County Ballot Question 1C

Without increasing taxes, shall the citizens of Grand County, Colorado, permit, but not obligate, the Board of County Commissioners of Grand County, Colorado, to provide to potential subscribers, including telecommunications service providers, residential and commercial users within Grand County, all services restricted since 2005 by Title 29, Article 27 of the Colorado Revised Statutes, including "telecommunication services", "cable television services" and "advanced services" which is defined as high speed internet access capability in excess of two hundred fifty six kilobits per second both upstream and downstream (known as "broadband") including any new and improved bandwidth services based on future technologies, utilizing any existing network and/or developing additional infrastructure, either directly or indirectly with public or private sector partners?

☐ Yes/For

☐ No/Against

SAMPLE

County Measures**Grand County Ballot Question 1C**

Without increasing taxes, shall the citizens of Grand County, Colorado, permit, but not obligate, the Board of County Commissioners of Grand County, Colorado, to provide to potential subscribers, including telecommunications service providers, residential and commercial users within Grand County, all services restricted since 2005 by Title 29, Article 27 of the Colorado Revised Statutes, including "telecommunication services", "cable television services" and "advanced services" which is defined as high speed internet access capability in excess of two hundred fifty six kilobits per second both upstream and downstream (known as "broadband") including any new and improved bandwidth services based on future technologies, utilizing any existing network and/or developing additional infrastructure, either directly or indirectly with public or private sector partners?

☐ Yes/For☐ No/Against**Town Measures****Town of Granby Ballot Question 2A**

Shall the Town of Granby's Regular Elections be moved from the first Tuesday of April in each even-numbered year to the Tuesday succeeding the first Monday of November in each even-numbered year?

☐ Yes/For☐ No/Against**Special District Measures****Grand Fire Protection District No. 1
Ballot Issue 6A**

SHALL GRAND FIRE PROTECTION DISTRICT No. 1 TAXES BE INCREASED BY \$0.00 IN 2019, AND ONLY IF THE RESIDENTIAL ASSESSMENT RATE DECREASES, SHALL THE DISTRICT'S OPERATING MILL LEVY RATE BE INCREASED FROM THE CURRENT RATE OF 4.427 MILLS AND ADJUSTED ANNUALLY THEREAFTER, REMAINING BETWEEN 4.427 AND 6.500 MILLS, TO OFFSET REVENUE LOSSES FROM REFUNDS, ABATEMENTS, AND CHANGES IN THE LAW REGARDING, OR THE METHODS OF CALCULATING, THE RATIO OF VALUATION FOR ASSESSMENT; AND SHALL ALL DISTRICT REVENUES BE COLLECTED, RETAINED, AND SPENT NOTWITHSTANDING ANY REVENUE LIMITS PROVIDED BY LAW?

☐ Yes/For☐ No/Against

SAMPLE

Voters in the Town of Granby receive additional
Town of Granby Question 2A and
Grand Fire Protection District No. 1 Ballot Issue 6A

County Measures

Grand County Ballot Question 1C

Without increasing taxes, shall the citizens of Grand County, Colorado, permit, but not obligate, the Board of County Commissioners of Grand County, Colorado, to provide to potential subscribers, including telecommunications service providers, residential and commercial users within Grand County, all services restricted since 2005 by Title 29, Article 27 of the Colorado Revised Statutes, including "telecommunication services", "cable television services" and "advanced services" which is defined as high speed internet access capability in excess of two hundred fifty six kilobits per second both upstream and downstream (known as "broadband") including any new and improved bandwidth services based on future technologies, utilizing any existing network and/or developing additional infrastructure, either directly or indirectly with public or private sector partners?

☐ Yes/For

☐ No/Against

Town Measures

Town of Hot Sulphur Springs Ballot Issue 2B

WITHOUT CREATING ANY NEW TAXES OR INCREASING ANY TAX RATE, FOR PROPERTY TAX REVENUE COLLECTED IN CALENDAR YEAR 2018 AND ALL FUTURE PROPERTY TAX REVENUE, SHALL THE TOWN OF HOT SULPHUR SPRINGS BE PERMITTED TO LEVY, RETAIN AND SPEND SUCH TOWN REVENUES WITHOUT THE LIMITATIONS THAT WOULD OTHERWISE BE IMPOSED BY THE 5.5% LIMITATION UNDER C.R.S. SECTION 29-1-301?

☐ Yes/For

☐ No/Against

Town of Hot Sulphur Springs Ballot Question 2C

Shall the Town of Hot Sulphur Springs's regular elections be moved from the first Tuesday of April in each even-numbered year to the Tuesday succeeding the first Monday of November in each even-numbered year?

☐ Yes/For

☐ No/Against

SAMPLE

Voters in the Town of Hot Sulphur Springs
receive additional
Ballot Issue 2B and
Ballot Question 2C

SAMPLE

County Measures

Grand County Ballot Question 1C

Without increasing taxes, shall the citizens of Grand County, Colorado, permit, but not obligate, the Board of County Commissioners of Grand County, Colorado, to provide to potential subscribers, including telecommunications service providers, residential and commercial users within Grand County, all services restricted since 2005 by Title 29, Article 27 of the Colorado Revised Statutes, including "telecommunication services", "cable television services" and "advanced services" which is defined as high speed internet access capability in excess of two hundred fifty six kilobits per second both upstream and downstream (known as "broadband") including any new and improved bandwidth services based on future technologies, utilizing any existing network and/or developing additional infrastructure, either directly or indirectly with public or private sector partners?

☐ Yes/For

☐ No/Against

Special District Measures

**Grand Fire Protection District No. 1
Ballot Issue 6A**

SHALL GRAND FIRE PROTECTION DISTRICT No. 1 TAXES BE INCREASED BY \$0.00 IN 2019, AND ONLY IF THE RESIDENTIAL ASSESSMENT RATE DECREASES, SHALL THE DISTRICT'S OPERATING MILL LEVY RATE BE INCREASED FROM THE CURRENT RATE OF 4.427 MILLS AND ADJUSTED ANNUALLY THEREAFTER, REMAINING BETWEEN 4.427 AND 6.500 MILLS, TO OFFSET REVENUE LOSSES FROM REFUNDS, ABATEMENTS, AND CHANGES IN THE LAW REGARDING, OR THE METHODS OF CALCULATING, THE RATIO OF VALUATION FOR ASSESSMENT; AND SHALL ALL DISTRICT REVENUES BE COLLECTED, RETAINED, AND SPENT NOTWITHSTANDING ANY REVENUE LIMITS PROVIDED BY LAW?

☐ Yes/For

☐ No/Against

All Voters within Grand Fire Protection District No. 1
receive additional Issue 6A

County Measures

Grand County Ballot Question 1C

Without increasing taxes, shall the citizens of Grand County, Colorado, permit, but not obligate, the Board of County Commissioners of Grand County, Colorado, to provide to potential subscribers, including telecommunications service providers, residential and commercial users within Grand County, all services restricted since 2005 by Title 29, Article 27 of the Colorado Revised Statutes, including "telecommunication services", "cable television services" and "advanced services" which is defined as high speed internet access capability in excess of two hundred fifty six kilobits per second both upstream and downstream (known as "broadband") including any new and improved bandwidth services based on future technologies, utilizing any existing network and/or developing additional infrastructure, either directly or indirectly with public or private sector partners?

☐ Yes/For

☐ No/Against

Special District Measures

Grand Lake Fire Protection District Ballot Issue 6B

SHALL GRAND LAKE FIRE PROTECTION DISTRICT TAXES BE INCREASED \$0.00 (ZERO DOLLARS) IN COLLECTION YEAR 2019; AND SHALL THE DISTRICT'S OPERATING MILL LEVY RATE OF 5.13 MILLS BE ADJUSTED ANNUALLY SO THAT TO THE EXTENT POSSIBLE, THE DISTRICT'S NET TAX REVENUES SHALL NOT BE REDUCED BECAUSE OF REFUNDS, ABATEMENTS AND CHANGES IN THE RATIO OF VALUATION FOR ASSESSMENT FOR RESIDENTIAL REAL PROPERTY. THE REVENUE THEREFROM TO PAY FOR THE DISTRICT'S GENERAL OPERATIONS AND CAPITAL EXPENSES RELATED TO FIRE PROTECTION, EMERGENCY MEDICAL AND RESCUE SERVICES; AND SHALL ALL DISTRICT REVENUES BE COLLECTED, RETAINED AND SPENT NOTWITHSTANDING ANY REVENUE LIMITS PROVIDED BY LAW?

☐ Yes/For

☐ No/Against

SAMPLE

Voters in Grand Lake Fire Protection District
receive additional Issue 6B

STATE OF COLORADO }
 } SS.
County of Grand }

At a regular meeting of the Board of County Commissioners for Grand County, Colorado, held at the Grand County Administration Building in Hot Sulphur Springs on Tuesday, the 21st day of August, 2018, there were present:

Merrit Linke _____, Commissioner Chairman
Kristen Manguso _____, Commissioner
Richard D. Cimino _____, Commissioner
Robert Franek _____, County Attorney
Lee A. Staab _____, County Manager
Sara L. Rosene _____, Clerk of the Board

when the following proceedings, among others, were had and done, to wit:

RESOLUTION NO. 2018-8-21

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF THE
COUNTY OF GRAND, STATE OF COLORADO REFERRING TO THE REGISTERED
ELECTORS OF GRAND COUNTY, COLORADO, A BALLOT QUESTION
REGARDING WHETHER THE COUNTY MAY IMPOSE AN ADDITIONAL
COUNTYWIDE SALES TAX ON ALL SALES OF RETAIL MARIJUANA AND
RETAIL MARIJUANA PRODUCTS IN GRAND COUNTY**

WHEREAS, Article X, Section 20 of the Colorado Constitution requires any proposed increase in taxes to be approved by the voters; and

WHEREAS, Article XVIII, Section 16 of the Colorado Constitution and the Colorado Retail Marijuana Code, C.R.S. 12-43.4-101, et seq. authorizes the licensing and regulation of retail marijuana businesses and affords local government the option to determine whether or not to allow marijuana businesses within their respective jurisdictions, and to adopt licensing requirements that are supplemental to or more restrictive than the requirements set forth in state law and regulations; and

WHEREAS, the Board of County Commissioners of the County of Grand, State of Colorado (the "Board") may adopt future ordinances and/or regulations allowing and establishing licensing requirements for marijuana businesses in Grand County; and

WHEREAS, C.R.S. §29-2-115 (3)(a)(I) provides, "A county may levy, collect, and enforce a county special sales tax upon all sales of retail marijuana and retail marijuana products pursuant to this subsection (3) in the unincorporated areas of the county;" and

WHEREAS, C.R.S. §29-2-115 (3)(a)(II) provides as follows:

A county may levy, collect, and enforce a county special sales tax upon all sales of retail marijuana and retail marijuana products pursuant to this subsection (3) in the municipalities within the boundaries of the county, in whole or in part, that do not levy a municipal special sales tax on the sale of retail marijuana and retail marijuana products. The county may levy a special sales tax in a municipality pursuant to this subsection (3)(a)(II) only until the municipality obtains voter approval to levy a municipal special sales tax on retail marijuana and retail marijuana products. If the municipality obtains such voter approval, the county special sales tax authorized by this subsection (3)(a)(II) is invalid within the corporate limits of the municipality unless the county enters into an intergovernmental agreement with the municipality pursuant to subsection (3)(a)(III) of this section that authorizes the county to continue to levy, collect, and enforce the special sales tax on retail marijuana and retail marijuana products within the corporate limits of the municipality.

WHEREAS, C.R.S. §29-2-115 (3)(a)(III) provides as follows:

A county may levy, collect, and enforce a county special sales tax upon all sales of retail marijuana and retail marijuana products pursuant to this subsection (3) in each municipality within the boundaries of the county, in whole or in part, that levies a municipal special sales tax on the sales of retail marijuana and retail marijuana products, if the governing body of the county and the governing body of the municipality enter into an intergovernmental agreement pertaining to the county's levy, collection, and enforcement of a county special sales tax upon all sales of all retail marijuana and retail marijuana products within the corporate limits of the municipality. An intergovernmental agreement pursuant to this subsection (3)(a)(III) may include a provision for the apportionment of a specified percentage of the gross county retail marijuana special sales tax revenue collected by the county to the municipality.

WHEREAS, C.R.S. §29-2-115 (2) provides that, for purposes of that section, "'special sales tax' means a sales tax imposed by a local government in addition to the general sales tax imposed pursuant to section 29-2-102 or section 29-2-103, as applicable, and in addition to the taxes imposed pursuant to articles 26 and 28.8 of title 39;" and

WHEREAS, C.R.S. §29-2-115 (3)(c) provides, in part, that "No special sales tax shall be levied pursuant to this subsection (3) until the proposal has been referred to and approved by the eligible electors of the county..."; and

WHEREAS, the Board finds that the eligible voters of Grand County should be given the opportunity to determine whether Grand County should levy, collect and enforce an additional sales tax pursuant to C.R.S. §29-2-115 at the next scheduled general election, with the revenues collected from such tax to be placed in the general fund and in the road and bridge fund and used for public safety, road construction, general government purposes, and any other lawful purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO, THAT:

1. **Purpose of this Resolution:** The purpose of this Resolution is, upon the approval of a majority of the eligible electors voting on such Proposal at the November, 2018 General Election, to enact, and, therefore, levy and impose an additional countywide sales tax of five percent (5%) upon the sale of "retail marijuana" and "retail marijuana products" as those products are defined in C.R.S. §12-43.4-103, in accordance with the provision of Article 2 of Title 29, C.R.S., which provisions are incorporated herein by this reference.
2. **Effective Date of Sales Tax Rate Increase:** If approved by a majority of the eligible electors voting thereon at the November, 2018 General Election, the sales tax proposed in this Resolution and in the ballot issue shall become effective January 1, 2019.
3. **Statutory Definitions Incorporated/Specific Definition of Countywide:** The definitions of the words contained herein shall be as set forth in C.R.S. §§39-26-102, 39-26-201, 39-26-701, and 12-43.4-103, which definitions are incorporated by reference into this Resolution as if fully set forth herein. The term, "countywide", as used in this Resolution includes all incorporated areas (i.e., municipalities, including but not limited to all statutory cities and towns and all home rule cities and towns) and unincorporated areas within Grand County.
4. **Property Taxed:** Upon approval in the November, 2018 General Election, there shall be enacted and, therefore, levied and imposed and there shall be collected and paid, a countywide sales tax of five percent (5%) on the gross receipts upon the sale of "retail marijuana" and "retail marijuana products" as those products are defined by C.R.S. §12-43.4-103.

5. Adoption of State Rules and Regulations: The imposition of this tax on the sale of retail marijuana and retail marijuana products shall be in accordance with the rules and regulations of the Colorado Department of Revenue, and/or in accordance with any regulations of Grand County, which may be enacted by separate written resolution or ordinance.
6. Amounts Excluded: The amounts subject to tax shall not include the amount of any sales tax imposed by Article 26 of Title 39, C.R.S.
7. Exemptions: There shall be exempt from sales taxation under the provisions of this Resolution all of the tangible personal property and services which are exempt from County sales taxation under the State Statute, "Sales and Use Tax Exemptions", C.R.S. §39-26-701, *et seq.*
8. Acknowledgement of statutory exemptions: As the additional sales tax proposed by this Resolution applies only to retail marijuana and retail marijuana products and applies to no other tangible personal property, the exemptions for types of tangible personal property other than retail marijuana and retail marijuana products described in C.R.S. §29-2-105 are not applicable to this additional sales tax proposal. It is specifically acknowledged that none of the tangible personal property covered by exemptions cited in C.R.S. §29-2-105 shall be taxed by the additional sales tax proposed in this Resolution.
9. Place of Sale: For purposes of this Resolution, all sales of retail marijuana and all sales of retail marijuana products shall be considered consummated at the place of business of the retailer, unless the retail marijuana or retail marijuana product sold is delivered by the retailer or his agent to a destination outside the limits of the County or to a common carrier for delivery to a destination outside the limits of the County. The gross receipts from such sales shall include delivery charges when such charges are subject to the state sales and use tax imposed by article 26 of title 39, C.R.S., regardless of the place to which delivery is made. If a retailer has no permanent place of business in the County, or has more than one place of business, the place or places at which the retail sales are consummated for the purpose of the sales tax imposed by this Resolution shall be determined by the provisions of Article 26, of Title 39, C.R.S., and by the rules and regulations promulgated by the Colorado Department of Revenue.
10. Sales Tax Vendor's Fees: As collection agent for Grand County, the vendor shall be entitled to withhold an amount equal to 3 1/3% of the total amount to be remitted by vendor to the Grand County Treasurer each month to cover vendor's expense in the collection and remittance of said County sales tax on sales of retail marijuana and retail marijuana products. If any vendor is delinquent in remitting said tax, other than in unusual circumstances shown to the satisfaction of the Grand County Treasurer, the vendor shall not be allowed to retain any amounts to cover his or her expenses in collecting and remitting said tax, and an amount equivalent to the full five percent (5%) shall be remitted to the Grand County Treasurer by any such delinquent vendor. If any vendor, during any reporting period, shall collect as a tax an amount in excess of five percent (5%) of the total taxable sales, he or she shall remit to the Grand County Treasurer the full amount of the tax herein imposed and any such excess so collected.
11. Collection, Administration and Enforcement: The collection, administration and enforcement of the sales tax on sales of retail marijuana and retail marijuana products imposed by this Resolution shall be performed by the employees of Grand County pursuant to regulations regarding collection, administration and enforcement of this additional sales tax on retail marijuana and retail marijuana products to be passed by the Grand County Board of County Commissioners prior to January 30, 2019.

If the sales tax increase proposed by this Resolution is approved by the electorate at the General Election in November, 2018, the County Clerk and Recorder, shall send notice

of said adoption to the Executive Director of the Department of Revenue. Such notice shall include:

- a. A copy of this Resolution, certified by the Clerk and Recorder;
- b. Proofs of Publication of this Resolution, as provided herein; and
- c. An abstract of election results, certified as to the approval of the sales tax by a majority of the registered, qualified electors of Grand County voting thereon.

12. Distribution of Tax Revenues: In order to carry out the purposes expressed in this Resolution and in the proposed ballot issue, and pursuant to C.R.S. §29-2-104(2), Grand County shall retain all revenue generated by the additional sales tax imposed by this Resolution for the purposes described in paragraph 13 below and there shall be no distribution of revenues generated by this additional sales tax to any incorporated town within Grand County.

13. Use by County: The Board shall direct the utilization of the revenues of the additional sales tax on retail marijuana and retail marijuana products proposed by this Resolution solely as described in the ballot measure referred to the voters of Grand County by this Resolution. Effective January 1, 2019, the County shall expend all revenue generated from the Marijuana Excise Tax for the purposes listed on the ballot language in the attached Exhibit A of this Resolution and for no other purposes. Revenue generated from the Marijuana Excise Tax shall be used as follows:

Public safety, road construction, general government purposes, and any other lawful purpose.

14. Submission to Electors: Pursuant to C.R.S. §29-2-104(3), this sales tax increase proposal as set forth in this Resolution shall be referred to the eligible electors of Grand County at the General Election to be held Tuesday, November 6, 2018, and being referred to herein as the November, 2018 General Election. The ballot issue to be submitted to the eligible electors shall be substantially as set forth on the attached Exhibit A, which Exhibit A is incorporated by reference into this Resolution as if fully set forth herein.

15. Publication of Resolution: The County Clerk and Recorder is hereby authorized and directed to publish the text of this proposal for a sales tax increase four separate times, a week apart, in the Middle Park Times, a newspaper circulated in Grand County and in each incorporated town within the County.

16. Conduct of the Election: The election shall be held and conducted and the results thereof shall be determined, so far as practicable, in conformity with the provisions of the Colorado Uniform Election Code of 1992 as set forth in Articles 1 through 13, inclusive, of Title 1, C.R.S.

17. Ballot Title: For purposes of C.R.S. §1-11-203.5, the ballot title for the ballot issue contained in Exhibit A attached to this Resolution is hereby determined to be the text of the ballot issue itself set forth in the attached Exhibit A.

18. Authority to Effect Resolution: The officers, employees and agents of the County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution in accordance with Colorado law.

19. Effective Date- Applicability: Upon approval at the November, 2018 General Election, this Proposal shall become effective and in force immediately, subject to the terms and conditions as set forth in this Resolution, and shall remain effective unless otherwise repealed according to Colorado law; provided, however, that the provisions of this Resolution calling for an election on the ballot issue set forth in Exhibit A shall take effect immediately upon the passage of the Resolution by the Board.

20. Statutory References: All statutory citations in this Resolution shall be construed to refer to the Colorado Revised Statutes, 2018, referred to above as C.R.S., and as the same may be from time to time amended.

21. Amendments: Unless otherwise required by Colorado law, the provisions of this Resolution may be amended by Resolution of the Board of County Commissioners.

22. Severability: If any section, paragraph, clause, or provision of this Resolution shall be adjudged to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining sections, paragraphs, clauses, or provisions of this Resolution. It is the intention of the Board that the various parts of this Resolution are severable.

EXHIBIT A: BALLOT QUESTION

The following ballot question shall be submitted to a vote of the registered electorate of Grand County at a general election to be held on November 6, 2018:

SHALL GRAND COUNTY INCREASE TAXES BY \$310,000.00 ANNUALLY IN THE FIRST FULL FISCAL YEAR AND BY SUCH AMOUNTS AS ARE RAISED THEREAFTER AS AUTHORIZED BY COLORADO REVISED STATUTES 29-2-115 THROUGH THE IMPOSITION OF AN ADDITIONAL SALES TAX OF 5%, COMMENCING JANUARY 1, 2019, UPON ALL SALES OF RETAIL MARIJUANA AND RETAIL MARIJUANA PRODUCTS WITHIN GRAND COUNTY, WITH SUCH REVENUES TO BE DEPOSITED INTO THE GENERAL FUND AND THE ROAD AND BRIDGE FUND AND BE USED AS DETERMINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO FUND PUBLIC SAFETY, ROAD CONSTRUCTION, GENERAL GOVERNMENT PURPOSES, AND ANY OTHER LAWFUL PURPOSE, AND SHALL SUCH EARNINGS THEREON BE COLLECTED, RETAINED, AND EXPENDED AS A VOTER-APPROVED REVENUE CHANGE WITHOUT LIMITATION OR CONDITION UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OTHER LAW?

_____ YES

_____ NO

Upon motion duly made the foregoing resolution was adopted by the following vote:

Merrill Lusk Aye
Kurtis Manguso Aye
J. L. Lusk Aye

Commissioners

[illegible]

I, _____, County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid do hereby certify that the annexed and foregoing Order is truly copied from the Records of the Proceedings of the Board of County Commissioners for said Grand County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Hot Sulphur Springs, this day of A.D. 20.....

County Clerk and ex-officio Clerk of the Board of Commissioners.

.....

STATE OF COLORADO }
 } SS.
County of Grand }

At a regular meeting of the Board of County Commissioners for Grand County, Colorado, held at the Grand County Administration Building in Hot Sulphur Springs on Tuesday, the 21st day of August, 2018, there were present:

Merrit Linke _____, Commissioner Chairman
Kristen Manguso _____, Commissioner
Richard D. Cimino _____, Commissioner
Robert Franek _____, County Attorney
Lee A. Staab _____, County Manager
Sara L. Rosene _____, Clerk of the Board

when the following proceedings, among others, were had and done, to wit:

RESOLUTION NO. 2018-8-22

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF THE
COUNTY OF GRAND, STATE OF COLORADO REFERRING TO THE REGISTERED
ELECTORS OF GRAND COUNTY, COLORADO, A BALLOT QUESTION
REGARDING WHETHER THE COUNTY MAY IMPOSE AN EXCISE TAX ON THE
FIRST SALE OR TRANSFER OF UNPROCESSED RETAIL MARIJUANA BY A
RETAIL MARIJUANA CULTIVATION FACILITY LOCATED IN GRAND COUNTY**

WHEREAS, Article X, Section 20 of the Colorado Constitution requires any proposed increase in taxes to be approved by the voters; and

WHEREAS, Article XVIII, Section 16 of the Colorado Constitution and the Colorado Retail Marijuana Code, C.R.S. 12-43.4-101, et seq. authorize the licensing and regulation of retail marijuana businesses and affords local government the option to determine whether or not to allow marijuana businesses within their respective jurisdictions, and to adopt licensing requirements that are supplemental to or more restrictive than the requirements set forth in state law and regulations; and

WHEREAS, the Board of County Commissioners of the County of Grand, State of Colorado (the "Board") may adopt future ordinances and/or regulations allowing and establishing licensing requirements for marijuana businesses in Grand County; and

WHEREAS, C.R.S. § 29-2-114 (1)(a) provides, in part, that:

In addition to any sales tax imposed pursuant to section 29-2-103 and articles 26 and 28.8 of title 39, and in addition to the excise tax imposed pursuant to article 28.8 of title 39, each county in the state is authorized to levy, collect, and enforce a county excise tax on the first sale or transfer of unprocessed retail marijuana by a retail marijuana cultivation facility authorized by the county; except that a county is not authorized to levy, collect, and enforce a county excise tax on the first sale or transfer of unprocessed retail marijuana by a retail marijuana cultivation facility pursuant to this subsection (1) within any municipality that levies such an excise tax pursuant to subsection (2) of this section. Such excise tax must be calculated based on the average market rate of the unprocessed retail marijuana. The tax shall be imposed at the time when the retail marijuana cultivation facility first sells or transfers unprocessed retail marijuana from the retail marijuana cultivation facility to a retail marijuana product manufacturing facility, a retail marijuana store, or another retail marijuana cultivation facility...; and

WHEREAS, C.R.S. § 29-2-114 (1)(b) provides, in part, that "No excise tax shall be levied pursuant to the provisions of paragraph (a) of this subsection (1) until the proposal has been referred to and approved by the eligible electors of the county..."; and

WHEREAS, the Board finds that the eligible voters of Grand County should be given the opportunity to determine whether Grand County should levy, collect and enforce an excise tax pursuant to C.R.S. § 29-2-114 at the next scheduled general election, with the revenues collected from such tax to be placed in the general fund and in the road and bridge fund, and used for public safety, road construction, general government purposes, and any other lawful purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO, THAT:

1. Purpose of this Resolution: The purpose of this Resolution is, upon the approval of a majority of the eligible electors voting on such Proposal at the November, 2018 General Election, to enact, and therefore, levy and impose a Marijuana Excise Tax.
2. Imposition and Effective Date of Marijuana Excise Tax: If a Marijuana Excise Tax is approved by a majority of the eligible electors voting thereon at the November, 2018 General Election, a Marijuana Excise Tax levied throughout the County shall be imposed and become effective on January 1, 2019, pursuant to C.R.S. §§29-2-106(2) and 39-26-104(2)(c).
3. Rate and Calculation of Tax: The Marijuana Excise Tax shall be five percent (5%) of the average market rate on the first sale or transfer of Unprocessed Retail Marijuana by a retail marijuana cultivation facility located within unincorporated Grand County. If revenues exceed the estimate, the excess revenue shall be retained. For purposes of this Resolution, the average market rate is the same as determined by the State of Colorado Department of Revenue.
4. All First Transfers Subject to Tax: For purposes of the Marijuana Excise Tax, the first sale or transfer of Unprocessed Retail Marijuana includes a transfer where no money or other valuable consideration is exchanged. Transfers subject to the Marijuana Excise Tax also include those where a Retail Marijuana Cultivation Facility first transfers Unprocessed Retail Marijuana to a commonly owned Retail Marijuana Establishment even when that Establishment is located on the same or adjacent premises as the original Retail Marijuana Cultivation Facility.
5. Statutory Definitions Incorporated: Except as specifically defined in this Resolution, the definitions of the words contained herein shall be as set forth in C.R.S. §§ 39-26-102, 39-26-201, 39-26-701, and 12-43.4-103, which definitions are incorporated by reference into this Resolution as if fully set forth herein.
6. Collection of Revenue: If approved by the electors, the Marijuana Excise Tax shall be remitted monthly to the County. The revenue will be placed within the general fund and the road and bridge fund.
7. Adoption of Rules and Regulations: The imposition of this Marijuana Excise Tax shall be in accordance with the rules and regulations of the Colorado Department of Revenue, and in accordance with any regulations of Grand County, which may be enacted by separate written resolution or ordinance.
8. Place of Sale or Transfer: For purposes of this Resolution, the first sale or transfer of Unprocessed Retail Marijuana shall be considered consummated at the Retail Marijuana Cultivation Facility from which the first transfer takes place. The gross receipts from such transfer shall include delivery charges, when such charges are subject to the sales and use tax of the State of Colorado imposed by article 26 of title 39, C.R.S., regardless of the place to which delivery is made.
9. Cultivator Records and Remittance of Tax: All Retail Marijuana Cultivation Facilities are charged with keeping appropriate records of the sales and transfers subject to

the Marijuana Excise Tax, filing a return, and paying to the County the tax owed on a monthly basis. A Retail Marijuana Cultivation Facility that fails to pay the full amount the tax owed to the County shall be personally liable to the County for the amount of the tax and all interest and additional amounts imposed pursuant to this Resolution, the Enabling Legislation, or future regulations adopted by the County.

10. Administration of Tax: The Board is permitted to establish additional procedures necessary for the collection and administration of the Marijuana Excise Tax.

11. Notice to State upon Approval: If a Marijuana Excise Tax is approved by the electorate at November, 2018 General Election, the Clerk shall send notice of the adoption of a Marijuana Excise Tax to the Executive Director of the Department of Revenue. Such notice shall include:

- a. A copy of this Resolution, certified by the Clerk;
- b. Affidavits of Publication of this Resolution, as provided herein; and
- c. An abstract of election results, certified as to the approval of the Marijuana Excise Tax by a majority of the registered, qualified electors of Grand County voting thereon.

12. Use by County: The Board shall direct the utilization of the revenues of the Marijuana Excise Tax proposed by this Resolution solely as described in the ballot measure referred to the voters of Grand County by this Resolution. Effective January 1, 2019, the County shall expend all revenue generated from the Marijuana Excise Tax for the purposes listed on the ballot language in the attached Exhibit A of this Resolution and for no other purposes. Revenue generated from the Marijuana Excise Tax shall be used as follows:

Public safety, road construction, general government purposes, and any other lawful purpose.

13. Distribution of Proceeds of Marijuana Excise Tax: In order to carry out the purposes expressed in Paragraph 12 above the County shall retain all revenue generated by this Marijuana Excise Tax for the sole and exclusive use for the purposes described in Paragraph 12.

14. Submission to Electors: The proposed Marijuana Excise Tax as set forth in this Resolution shall be referred to the eligible electors of Grand County at the November, 2018 General Election to be held Tuesday, November 6, 2018. The ballot issue to be submitted to the eligible electors shall be substantially as set forth in the attached Exhibit A.

15. Publication of Resolution: The Clerk is hereby authorized and directed to publish the text of this proposal for a Marijuana Excise Tax four separate times, a week apart, in the Middle Park Times, a newspaper circulated in Grand County and in each incorporated town within the County.

16. Conduct of the Election: The election shall be held and conducted and the results thereof shall be determined, so far as practicable, in conformity with the provisions of the Colorado Uniform Election Code of 1992 as set forth in Articles 1 through 13, inclusive, of Title 1, C.R.S.

17. Ballot Title: For purposes of C.R.S. §1-11-203.5, the ballot title for the ballot issue contained in the attached Exhibit A of this Resolution is hereby determined to be the text of the ballot issue itself set forth in the attached Exhibit A.

18. Authority to Effect Resolution: The officers, employees and agents of the County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution in accordance with Colorado law.

19. Severability. If any part or provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution which can be given effect without the invalid provisions or application, it being the intent of the Board of County Commissioners of the County of Grand, State of Colorado that the provisions of this Resolution are severable.



EXHIBIT A: BALLOT QUESTION

The following ballot question shall be submitted to a vote of the registered electorate of Grand County at a general election to be held on November 6, 2018:

SHALL GRAND COUNTY, COMMENCING JANUARY 1, 2019, INCREASE TAXES BY \$155,000.00 ANNUALLY IN THE FIRST FULL FISCAL YEAR AND BY SUCH AMOUNTS AS ARE RAISED THEREAFTER AS AUTHORIZED BY COLORADO REVISED STATUTES 29-2-114 THROUGH THE IMPOSITION OF AN EXCISE TAX OF 5% OF THE AVERAGE MARKET RATE, AS DETERMINED BY THE COLORADO DEPARTMENT OF REVENUE, ON THE FIRST SALE OR TRANSFER OF UNPROCESSED RETAIL MARIJUANA BY A RETAIL MARIJUANA CULTIVATION FACILITY LOCATED WITHIN UNINCORPORATED GRAND COUNTY, WITH SUCH REVENUES TO BE DEPOSITED INTO THE GENERAL FUND AND THE ROAD AND BRIDGE FUND AND BE USED AS DETERMINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO TO FUND PUBLIC SAFETY, ROAD CONSTRUCTION, GENERAL GOVERNMENT PURPOSES, AND ANY OTHER LAWFUL PURPOSE; AND SHALL SUCH EARNINGS THEREON BE COLLECTED, RETAINED, AND EXPENDED AS A VOTER-APPROVED REVENUE CHANGE WITHOUT LIMITATION OR CONDITION UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION, OR ANY OTHER LAW?

_____ YES _____ NO

Upon motion duly made the foregoing resolution was adopted by the following vote:

 Aye
 Aye
 Aye

Commissioners

STATE OF COLORADO }
 } SS.
County of Grand }

I,, County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid do hereby certify that the annexed and foregoing Order is truly copied from the Records of the Proceedings of the Board of County Commissioners for said Grand County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Hot Sulphur Springs, this day of A.D. 20.....

County Clerk and ex-officio Clerk of the Board of Commissioners.

.....